

PATENT
ATTORNEY DOCKET NO.: LEAPS-Con4
CUSTOMER NO: 36038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Michael Seul

Serial No.: 09/690,040

Filed: 10/17/2000

Allowed: 7/24/2003

For: Light-Controlled Electrokinetic Assembly
of Particles Near Surfaces

Group Art Unit: 1641

Examiner: P. Do

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

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SEP 22 2003

PETITIONS OFFICE

Request/Petition for Simultaneous Issue of Patent

Dear Sir:

Pursuant to MPEP 1306.2, Applicants hereby requests or in the alternative petitions for immediate issuance of the above application as a patent. The request is made now, and was not made when the issue fee transmittal was mailed to the PTO on 7/31/03, because it has since then come to the attention of Applicant that a potential competitor will commercially launch infringing subject matter within the next few days - well before the time a patent is otherwise expected to issue. A copy of the Issue Fee Transmittal (previously sent in) follows. Please charge any fee due in connection with this request to Deposit Account No. 502088.

Respectfully Submitted,

BY:

Eric P. Mirabel

Reg. No. 31,211

Bioarray Solutions, Ltd.

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Match and Return

I, Eric P. Mirabel, certify that, on the date indicated above, this correspondence and all attachments indicated herein are being faxed to the Assistant Commissioner for Patents, at (703) 746-5291



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FAX COVER PAGE

To:	Petitions Office	From:	Eric Mirabel; emirabel@bioarrays.com
Company:	PTO	Phone:	908-226-8200, Extension 203
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